



DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY

801 K STREET, MS 19-01, SACRAMENTO, CALIFORNIA 95814 • (916) 322-4027 • WWW.CALRECYCLE.CA.GOV

TO: All Interested Parties

DATE: July 1, 2011

SUBJECT: BEVERAGE MANUFACTURER AND DISTRIBUTOR
FORMS AND REGISTRATION PERMANENT REGULATIONS

Under existing law, the California Beverage Container Recycling and Litter Reduction Act (Act) encourages recycling of specific beverage containers and the reduction of littered beverage containers in the State. The Department, through the Division of Recycling, is responsible for administering the Act and protecting the integrity of the California Beverage Container Recycling Fund (Fund).

The Division of Recycling Integrated Information System (DORIIS) project began in June 2007. DORIIS is a free internet-based tool for the recycling community that is designed to improve business processes, eliminate duplicative data entry, and improve data analysis and reporting, in that DORIIS allows participants to report electronically, and receive or make payments electronically.

Beverage manufacturers and distributors are required to report and pay the appropriate processing fees and redemption payments to the Division, as specified. In order to determine the entities responsible for payment of these fees and create accounts for payment collection, it is necessary for these entities to register with the Division prior to selling specified products and making payments on those products.

As a result of DORIIS, and as a result of necessity, the Division has identified several changes that will facilitate the registration, recordkeeping, reporting, and payment processes for distributors and beverage manufacturers and clarify through definitions the general application of terms established in statute. These proposed regulatory changes include: 1) Provide that "transfer" includes beverage containers-given as a donation, promotional give-away, or as a sample; 2) Provide that "vegetable juice" means one hundred percent juice; 3) Specify that labeling approval is required prior to the offer for sale, sale, or transfer of the beverage container; 4) Require proposed sample labels; 5) Require copies of agreements between distributors and those who have agreed to pay/report on their behalf; 6) Require a registration process that contains information requirements; 7) Remove the images of the "Beverage Manufacturer Report" and the "Distributor Report" hard copy forms, and their form numbers, from regulations; and 8) Require annual listings of entities paying/reporting on behalf of the beverage manufacturer or distributor.

Attached to this memo are the proposed text of the Beverage Manufacturer and Distributor Forms and Registration Permanent Regulations, the Notice of Proposed Action and the Initial Statement of Reasons. The end of the public comment period is 5:00 p.m. on August 15, 2011.

If you have any questions or need additional information, please contact Sharon Siozon, at (916) 322-1760 or DORRegulations@calrecycle.ca.gov or send a fax to (916) 552-4995 or contact Tina Poole at (916) 323-1833.

Attachments

